

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of)
Salome et al.)
Serial No.: 10/666,223) Art Unit: 1653
Filed: September 17, 2003) Examiner: Robert B. Mondesi

For: PROCESS FOR EXTRACTING THE COMPONENTS OF PEA FLOUR

DECLARATION UNDER RULE 132

To the Honorable Commissioner of Patents and Trademarks
Washington, D.C.

Sir:

I, Jean-Marc VERRIN, (of 396, rue du Courant – 62660 BEUVRY-LES-BETHUNE - FRANCE) do solemnly declare:

That I have been working with the firm ROQUETTE FRERES since 1983 and that I now hold the position of Process and Engineering Assistance Foreman;

That I have an advanced knowledge of starch manufacturing processes, including processes for extracting and refining starch from corn, maize, potato and wheat;

That I am a named inventor on the present patent application n° 10/666,223, and that I am fully familiar therewith;

That I have read and understood the Office Actions of February 16, 2005 and August 29, 2005, issued in connection with the present patent application;

That I have read and understood Nickel (US patent 5,034,227);

That starch granules greatly differ from one plant to another (corn, maize, potato, wheat, etc.), in terms of size as well as morphology;

That, correspondingly, the processes for extracting and refining starch from plants greatly differ from one plant to another, so much that each plant requires a dedicated process, which is specifically adapted thereto;

Considered
RM 12-21-05

That, correspondingly, the industrial starch units used for extracting and refining starch greatly differ from one plant to another, so much that it is generally *not* possible to substitute one industrial unit for another. For example, it is *not* possible to extract and refine starch from *wheat* in an industrial starch unit dedicated to the extraction of starch from *maize*;

That those skilled in the art, who are familiar with industrial starch units for the treatment of potato, know the specific design and characteristics thereof, as well as the equipment used therein;

That an industrial starch unit for the treatment of potato possesses its own specificities, inter alia due to the fact that such an industrial potato starch unit must allow the processing of red water obtained from potatoes;

That, although it makes mention of certain pieces of equipment, Nickel remains silent as to the possibility to *specifically* carry out the invention of the present application *in an industrial starch unit for the treatment of potato*;

I, the undersigned, declare further that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true, and, further, that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under section 1001, of Title 18, of the United States Code, and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

Date:

J-M. VERRIN

27/10/05

